

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION

CIVIL ACTION NO. 2018-626 - WOB-MRM

RALPH STATZER

PETITIONER

VS.

ORDER

WARDEN, RICHLAND CORRECTIONAL
INSTITUTION

RESPONDENT

This matter is before the Court on the Report and Recommendation (Doc. 17) and the Supplemental Report and Recommendation (Doc. 31) of the United States Magistrate Judge, and having considered *de novo* those objections, response and reply (Docs. 23, 26, 29, 39) filed thereto by petitioner and respondent, and the court having sufficiently considered the matter, and being advised,

IT IS ORDERED that the objections be, and they hereby are, **overruled**; that the Report and Recommendation and Supplemental Report and Recommendation be, and hereby are, **adopted** as the finding of fact and conclusions of law of this Court; that the petition for a writ of habeas corpus under 28 U.S.C. § 2254 (Doc. 1) be, and it hereby is, **dismissed with prejudice** and **stricken** from the docket of this Court. No certificate of appealability shall issue. Pursuant to 28 U.S.C. § 1915(a)(3), any application by petitioner to proceed on appeal *in forma pauperis* would not be take in "good faith." A separate judgment shall enter concurrently herewith.

This 30th day of November, 2020.



Signed By:

William O. Bertelsman *WOB*

United States District Judge